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AND RELATED MATTERS

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GROUP 3700

To: Examiner K. Reichle

Fax No.: (703) 872-9302

Company: U.S. Patent and Trademark Office

From: Eric T. Krischke

Re: RESPONSE TO RESTRICTION REQUIREMENT
Applicants: Mark S. FRANKE et al.
Serial No.: 10/027,796
Filing Date: 20 December 2001
Title: AESTHETICALLY IMPROVED SIDE PANELS FOR DISPOSABLE
GARMENT AND METHODS OF MAKING THE SAME

Date: 15 August 2003

Number of pages being transmitted, including cover sheet: 3

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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicants: Mark S. FRANKE
Cynthia L. WYNGAARD
Heather S. MORTELL

Group No.: 3761

Serial No.: 10/027,796

Examiner:
Reichle, K.

Filing Date: 20 December 2001

Title: AESTHETICALLY IMPROVED SIDE
PANELS FOR DISPOSABLE GARMENT
AND METHODS OF MAKING THE SAME

RESPONSE TO RESTRICTION REQUIREMENT

Commissioner for Patents
PO Box 1450
Alexandria, Virginia 22313-1450

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AUG 19 2003

GROUP 3700

Dear Sir:

This communication is in response to the Office Action dated 16 July
2003.

The Examiner requires Applicants to elect one of the following
inventions pursuant to 35 U.S.C. § 121 for examination:

- I. Claims 1-27 drawn to a garment, classified in class 604,
subclass 396; and

I hereby certify that this paper is being facsimile transmitted to the U.S. Patent and Trademark Office on the date shown
below.

Eric Krischka
Type or print name of person signing certification
Eric Krischka 15 August 2003
Signature Date

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Serial No.: 10/027,796

- II. Claims 28-37 drawn to a method for providing a seam for a garment, classified in class 156, subclass 209.

Applicants hereby elect Group I, Claims 1-27 drawn to a garment, for prosecution on the merits.

Further, the Examiner requires Applicants under 35 U.S.C. § 121 to elect a single disclosed species for prosecution on the merits to which the claims shall be restricted if no generic claim is fully held to be allowable. The Examiner alleges that this application contains claims directed to the following patentably distinct species of the claimed invention: the species of Fig. 4B; the species of Fig. 5; the species of Fig. 6B; the species of Fig. 8; the species of Fig. 9; and the species of Fig. 10. Applicants elect the single disclosed species of Fig. 4B for prosecution on the merits. Claims 1-9 and 12-18 are readable thereon.

Respectfully submitted,



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